IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

WEDNESDAY, THE 1ST AUGUST 2007 / 10TH SRAVANA 1929

Con.Case(C).No. 168 of 2007(S)

AGAINST THE JUDGEMENT/ORDER IN WPC.23087/2006 Dated 28/08/2006

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PETITIONER/PETITIONER IN O.P:

RAJESH, S/O.LATE M.C. SEKHARAN,
MOTHIROTTE VEEDU, ODAPPALLAM, VALLUVADI P.O.,
SULTHAN BATHERY.

BY ADV. SRI.P.K.ABOOBACKER(EDAPPALLY)

RESPONDENTS: RESPONDENTS IN O.P.

PHANEENDRA KUMAR RAVU,
(AGED AND S/O.NOT KNOWN)
THE DIVISIONAL FOREST OFFICER, VANALAKSHMI PEPPER ESTATE, KURICHIYAT RANGE, CHETHALAYAM,
NOW WORKING AS THE DIVISIONAL FOREST OFFICER,
MUNNAR.

BY GOVERNMENT PLEADER SRI. NANDAKUMAR

THIS CONTEMPT OF COURT CASE (CIVIL) HAVING COME UP FOR ADMISSION ON 01/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

Antony Dominic, J.

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Con.Case(C).No.168 of 2007

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Dated this the 1st day of August, 2007.

JUDGMENT

Allegation in this Contempt Case is that Annexure A2 judgment has been willfully disobeyed. Annexure A2 is the judgment in W.P.(C) No.23087 of 2006 directing the respondents to disburse the petitioner amount due in terms of Ext.P6 or such other amount which the first respondent may find to be due to the petitioner towards arrears of salary within six weeks on the petitioner producing a copy of that judgment. It is stated that despite the representations made in this behalf, direction contained in the judgment has not been complied with.

2. First respondent has filed a counter affifdavit and accepted that he was on leave from 19.11.2006 till 12.12.2006, when he was transferred to Munnar Division as Divisional Forest Officer. According to him, his successor has perused the case of the petitioner and has passed Annexure R1 order in compliance of the judgment of this court.

3. Since the first respondent has expressed his regret in the delay that was caused and as orders have been passed as directed, this Contempt Case is closed without prejudice to the petitioner's right to seek appropriate remedy available against Annexure R1.

Antony Dominic,
Judge.

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